

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 2489-01  
BILL NO.: HB 1789  
SUBJECT: Education, Elementary and Secondary: Disciplinary Hearings  
TYPE: Original  
DATE: March 7, 2000

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2001</b>	<b>FY 2002</b>	<b>FY 2003</b>
General Revenue	(\$213,165 TO UNKNOWN)	(\$231,974 TO UNKNOWN)	(\$237,829 TO UNKNOWN)
<b>Total Estimated Net Effect on <u>All</u> State Funds*</b>	<b>(\$213,165 TO UNKNOWN)</b>	<b>(\$231,974 TO UNKNOWN)</b>	<b>(\$237,829 TO UNKNOWN)</b>

\*Unknown costs for court reporter fees.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2001</b>	<b>FY 2002</b>	<b>FY 2003</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2001</b>	<b>FY 2002</b>	<b>FY 2003</b>
<b>Local Government</b>	<b>GREATER THAN (\$100,000)</b>	<b>GREATER THAN (\$100,000)</b>	<b>GREATER THAN (\$100,000)</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 3 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Secretary of State's Office (SOS)** assume the rules, regulations and forms issued by the Department of Elementary and Secondary Education could require as many as approximately 12 pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register as in the Code because cost statements, fiscal notes and the like are not repeated in the Code. These costs are estimated. The estimated cost of a page in the Missouri Register is \$22.50. The estimated cost of a page in the Code of State Regulations is \$26.50. The actual costs could be more or less the SOS's estimated cost of \$723 for FY 2001. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules, filed, amended, rescinded or withdrawn. **Oversight** assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume a director (\$64,733) would be needed to coordinate the development and implementation of the office. The hearing officer (\$47,611) would assist the director, as well as serve as a hearing officer in all hearings. The senior secretaries (\$24,176) would provide support for all associated activities. Costs for court reporting fees would be unknown. DESE officials assume on a statewide basis local school districts would likely experience significant expenses associated with additional hearings. DESE officials expect the amount to be in excess of \$100,000 on a statewide basis.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
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### **GENERAL REVENUE FUND**

#### Cost-Department of Elementary and Secondary Education (DESE)

Personal Service (4 FTE)	(\$137,206)	(\$168,831)	(\$173,052)
Fringe Benefits	(\$42,191)	(\$51,916)	(\$53,213)
Expense and Equipment	(\$33,768)	(\$11,227)	(\$11,564)
Court Reporter	(Unknown)	(Unknown)	(Unknown)
Total <u>Cost-DESE</u>	(\$213,165 TO <u>UNKNOWN</u> )	(\$231,974 TO <u>UNKNOWN</u> )	(\$237,829 TO <u>UNKNOWN</u> )

L.R. NO. 2489-01  
BILL NO. HB 1789  
PAGE 3 OF 3  
March 7, 2000

FISCAL IMPACT - Local Government

FY 2001  
(10 Mo.)

FY 2002

FY 2003

**SCHOOL DISTRICTS**

Cost-School Districts

Hearings

**GREATER  
THAN  
(\$100,000)**

**GREATER  
THAN  
(\$100,000)**

**GREATER  
THAN  
(\$100,000)**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposal would create the office of school disciplinary hearings in the Department of Elementary and Secondary Education. The office would consider appeals from local school districts of pupils expelled or suspended.

The Department of Elementary and Secondary Education would provide personnel necessary to conduct the duties of the office.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education  
Secretary of State's Office



Jeanne Jarrett, CPA  
Director  
March 7, 2000